

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of:

Amendment of Part 97 of the Commission's Rules)	
Governing the Amateur Radio Services)	WT Docket No. 04-140
)	

To: The Commission

Comments of Joseph Speroni, AH0A

Joseph Speroni is a radio amateur licensed by the Commission with call sign AH0A. These comments are filed within the time allowed. Commission consideration would be appreciated.

1. WT 04-140 would grant Novice and Tech Plus licensees RTTY/digital privileges now granted to General Class licensees. Taken together with pending ARRL and NCVEC Restructuring II petitions, FCC action could prejudice future action on these petitions. It is appropriate for the FCC to consider action on 04-140 Novice subband refarming, in light of any pending action on these and other petitions dealing with restructuring.
2. Commenter supports adoption of this NPRM with the understanding that Element 1 testing could continue to play a role in licensing requirements, providing an alternate upgrade path for full "General Class HF CW/digital" privileges.
 - (a) Any new privileges for an entry level license, whatever it is named, could provide a subset of "General Class HF CW/digital" privileges.
 - (b) Upgrading from the entry level license to General Class would provide licensees with full "General Class HF CW/digital" subbands. (This could or could not require passing Element 1, depending on future restructuring).
 - (c) A holder of the entry level license who has Element 1 credit could also be granted full "General Class HF CW/digital" privileges, without upgrading to General Class.
 - (d) Testing for Element 1 could continue under the existing VEC system with credit documented with a CSCE.
3. Final action on 04-140 should cite petition RM-10018, which was released for public review on 11/17/2000. That petition covered the subject of reframing the Novice class privileges and could be formally closed by Commission action on 04-140.

Respectfully submitted,

Joseph Speroni, AH0A
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